

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:04CV429-1
3:01CR36-1

DAVID PEREZ-GARCIA,)	
)	
Petitioner,)	
)	
v.)	
)	
UNITED STATES OF AMERICA,)	ORDER AND JUDGMENT
)	
Respondent.)	
_____)	

Pursuant to the memorandum opinion entered herein this
date,

IT IS ORDERED that petitioner's motion under Federal
Rules of Civil Procedure Rule 15(c)(2) (Filing No. 24) is denied.

DATED this 31st day of July, 2008.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court